

1 Q. Did you write him a ticket?

2 A. I didn't write him a ticket. After I
3 stopped Mr. Wiley he told me who he was and who
4 Mr. Thompson was. After I ran his license it came
5 back that, which I'd never heard of before. I didn't
6 know what it was. I didn't want to write somebody a
7 ticket for something that don't make any sense. I
8 showed them professional courtesy and I let him go.
9 I didn't write him a ticket or anything like that.

10 Q. And what about the SFSTs?

11 A. What's that?

12 Q. Standard field society test. You're not
13 familiar with SFSTs?

14 A. I'm familiar with what you just said. I'm
15 not familiar with the abbreviation part of it.

16 Q. Okay. Sorry. Have you had any experience
17 or training in how to perform standard field society
18 tests?

19 A. Are you referring to just interview and
20 interrogation while you're on the side of the road or
21 are you referring to something like a DUI?

22 Q. Isn't that what you suspected, sir, a DUI?

23 A. Yeah. I suspected it. But after I talked
24 with him, then I realized that he wasn't drunk.

25 Q. Okay. So you didn't make him do heel to

1 toe?

2 A. No, sir. There was no need for this.

3 Q. The one leg stand?

4 A. There was no need for that.

5 Q. Portable breath test?

6 A. There was no need for that.

7 Q. Okay. All right. So when you made this
8 stop, what did you say -- you said that you told
9 Mr. Thompson -- I mean, you make this stop, right,
10 but you didn't know who you were stopping; is that
11 it?

12 A. That's correct.

13 Q. All right. So once you make the stop you
14 just so happen to stop the two guys you were
15 investigating?

16 A. Just so happened to stop them. Those guys,
17 actually when I made the stop they introduced
18 themselves to me before I got to the vehicle. They
19 was looking, hey, this is so and so and so and so,
20 Mr. Wiley explained. And I came up to them and I
21 explained who I was, introduced myself to them. From
22 that point, that's how it went.

23 Q. Okay. So then what happened?

24 A. Mr. Wiley told me he had got a ticket
25 somewhere in D.C., I believe, that he hadn't paid it

1 but he sent the money later on, his license might be
2 suspended. That's when I ran his licenses. That's
3 when it came back eligible for reinstatement and
4 something else was on it. I told him I didn't know
5 what it was. So I called the dispatcher to find out
6 what does that mean. And they said they didn't know
7 at the time. So I think they called -- somebody in
8 dispatch, somebody contacted Memphis and they
9 informed them I think later -- we didn't get -- we
10 waited for a minute on the side of the road for an
11 answer because I didn't know what it was. I wasn't
12 going to write him a ticket unless his license was
13 suspended, you know. I was going to take him and let
14 him bond out like everybody else does, standard
15 procedure. But I didn't know what it was so I
16 didn't.

17 Q. Okay. So when you say you didn't know what
18 it was, did you know it to be illegal?

19 A. I didn't at the time. I didn't know
20 whether his license was valid or invalid, to be
21 honest with you.

22 Q. So, to your knowledge, you did not know him
23 to have committed a crime?

24 A. What you mean by that?

25 Q. Once you talked to dispatch, you didn't

1 know or you couldn't reach a conclusion that he was
2 in violation of the law with respect to his license
3 being suspended or not suspended?

4 A. That's correct.

5 Q. So what authority did you have to tell him
6 that somebody else needed to take control of the
7 vehicle?

8 A. Because I couldn't get an answer whether
9 they were valid or they wasn't valid.

10 Q. But that's not a basis for you to make him
11 get out of the driver's seat, right?

12 A. I didn't make him get out of the driver's
13 seat.

14 Q. That's not a basis for you to say that
15 somebody else needs to drive the vehicle?

16 A. I couldn't let him drive the vehicle in
17 good faith. I didn't know whether his license was
18 suspended or valid. The dispatcher couldn't let me
19 know in a timely manner. I didn't want to keep them
20 on the side of the road all night. It was dark
21 outside.

22 Q. Because you did not know, and it's not that
23 you knew, because you did not know whether Alex
24 Wiley's license was suspended, you could not let Alex
25 Wiley drive; is that what you're saying?

1 A. That's correct.

2 Q. Prior to making this stop you knew that
3 Michael Thompson's license was suspended, right?

4 A. That's correct.

5 Q. But you told him you need to take control
6 of this car?

7 A. I asked -- I didn't tell him that. I asked
8 Mr. Thompson, do he have his license, do he have a
9 driver's license. Mr. Thompson answered me and said
10 yes. "Are your license valid, sir?" He said, "Yes,
11 sir. They are." I didn't make him do anything.

12 Q. I didn't say you made him. I said, and you
13 correct me if I'm wrong, have you not testified prior
14 to today that you told Michael Thompson you need to
15 take control of the vehicle?

16 A. Yes. After he told me that his license was
17 great.

18 Q. But you knew otherwise?

19 A. I did.

20 Q. So you violated what you just said in that
21 you let a man you knew to have a suspended license
22 drive a vehicle?

23 A. No, sir. Mr. Thompson lied to me.

24 Q. All right. Let's define lie.

25 A. Okay.

1 Q. Lie means that I know something to be false
2 but I tell it to you; is that fair?

3 A. That's true.

4 Q. If I don't know something to be false and I
5 tell you something and it turns out not to be true, I
6 didn't lie, I was mistaken or did not know, right?

7 A. Okay. Explain to me where you're going
8 with it?

9 Q. Do you have any proof that Michael Thompson
10 knew that his license was suspended?

11 A. Do I have proof? I know Michael Thompson
12 had got a citation by a trooper somewhere in
13 Montgomery County and that the ticket hadn't been
14 paid. I don't know whether he knew that his license
15 was suspended or not. I don't know. I can't answer
16 that really.

17 Q. You didn't know on February 12th whether he
18 knew that his license was suspended, February 12 of
19 2014?

20 A. I can't speak for Mr. Thompson. I don't
21 know whether he knew anything. I don't know.

22 Q. You don't know as you sit here today in
23 2016 whether Mr. Thompson knew that his license was
24 suspended?

25 A. I don't know. I believe -- my personal

1 opinion? I believe he did.

2 Q. What proof do you have?

3 A. Just I believe he did. After the initial
4 stop and I talked with him, I asked him do he
5 remember being stopped somewhere in Montgomery County
6 and he say he did.

7 Q. You said after the initial stop. Don't you
8 mean after the second stop?

9 A. That's correct. After the second stop, the
10 second initial stop.

11 Q. You didn't ask him that during the first
12 stop, right?

13 A. No. Because Mr. Thompson was being
14 deceitful.

15 Q. Deceitful means he knew he was telling you
16 an untruth, right?

17 A. That's correct.

18 Q. But you have no proof that he knew that
19 what he was saying was not true?

20 MR. WOLF: Objection. Asked and
21 answered.

22 MR. TANNER: Well, he hasn't answered.

23 MR. WOLF: Well, he kind of did. Ask
24 it one more time.

25 Q. (Mr. Tanner) Again, my question is, you

1 have no proof that he knew for a fact that his
2 license was suspended?

3 A. Do I have proof? I don't have any proof on
4 documents or anything of that nature. But if I get a
5 ticket or you get a ticket and if I don't pay that
6 ticket, somewhere down the road, whether it's
7 Carroll, Hinds, Pascagoula, DeSoto County, there's
8 going to be a warrant issued for my arrest if I don't
9 pay that ticket. So the same thing occurs for you.
10 Because no one is above the law. If I pay that
11 ticket, then I'm not concerned about that. If I pay
12 it I'm going to keep my receipt and I'm going to call
13 and check and make sure my license are valid. So if
14 Mr. Thompson knew he got a ticket and didn't pay it,
15 yes, I do believe he knew his license was suspended.

16 Q. Do you know that -- so you don't know that
17 people often forget to pay speeding tickets?

18 A. No, not that often. I don't believe people
19 forget to pay speeding tickets. I believe people
20 just refuse to pay the ticket.

21 Q. A jury in the Southern District of
22 Mississippi is not going to think that nobody forgets
23 to pay speeding tickets.

24 MR. WOLF: Objection. Is there a
25 question?

1 MR. TANNER: That's fine.

2 Q. (Mr. Tanner) All right. So what I'm
3 saying is, you have no proof that he knew that his
4 license was suspended. Do you have any proof that
5 the court in Montgomery County contacted him to tell
6 him his license was suspended?

7 A. I don't know anything about that.

8 Q. Do you know whether any police tried to
9 serve a warrant on him at his home?

10 A. I don't know anything about that.

11 Q. Do you know how long Mr. Thompson lived in
12 Brandon, Mississippi, at the address you should have
13 found during your preliminary investigation of him?

14 A. I don't know how long he lived there, but I
15 did find an address from Brandon, Mississippi.

16 Q. All right. And that's the one where you
17 say you believe he's from, right?

18 A. I just saw that address there, southern
19 Mississippi.

20 Q. And Michael Thompson showed up every day
21 throughout the time he was -- as far as you know, he
22 showed up every day right around the corner at the
23 county administrator's office to do his job right
24 here in Tunica County?

25 A. I don't know. I don't know what days he

1 showed up.

2 Q. Knowing that his license was suspended,
3 according to you?

4 A. Yes.

5 Q. Do you know how much Michael Thompson had
6 to pay to get his license reinstated from the
7 suspension?

8 A. No, sir. I don't.

9 Q. Okay. Do you know how much Michael
10 Thompson made in his job as county administrator?

11 A. No, sir. I don't.

12 Q. Did you ever get a call back from dispatch
13 from Tennessee -- well, let's ask this a different
14 way. All right. So you stopped the vehicle of the
15 two guys that you happen to be investigating. And
16 once you relinquished the vehicle to Mr. Thompson,
17 how long after that did you stop those vehicles
18 again?

19 A. Well, after I made the first initial stop
20 and everything transpired with Mr. Wiley and
21 Mr. Thompson, Michael Thompson lied to me about his
22 license and things that it was valid, he got in the
23 vehicle and he drove down, he drove down and I
24 initiated another stop on him at Casino Way at the
25 Wendy's and gas station, Exxon on 61 North. He

1 pulled in that area after I initiated my blue lights,
2 he pulled into that lit area there.

3 Q. How much time elapsed between Mr. Thompson
4 taking off from the first stop and you stopping him
5 the second time?

6 A. Maybe a couple of minutes maybe. I say
7 maybe a minute or two.

8 Q. A minute or two?

9 A. Yes.

10 Q. All right. And tell me the reason you
11 stopped Mr. Thompson at that point.

12 A. Mr. Thompson was being deceitful. He was
13 lying to me about his particular license.

14 Q. You did not have probable cause to stop
15 him, did you?

16 A. If I see an individual with suspended
17 license and me knowing that that license is
18 suspended, the probable cause is their suspended
19 license.

20 Q. But he drove with a suspended license only
21 after you told him he needed to take control of the
22 vehicle?

23 A. After I told him to take control of the
24 vehicle?

25 Q. Yes.

1 A. Mr. Thompson got out of the vehicle after I
2 asked him a question and took control of it himself.

3 Q. I'm not saying what he did.

4 A. Right. I didn't instruct him to take
5 anything. He did it on his own.

6 Q. You did not tell Mr. Thompson you need to
7 take control of the vehicle?

8 A. Yeah. I told him he needed to drive the
9 vehicle. I did do that. Because Mr. Wiley's
10 license, I didn't know what was going on with his
11 license.

12 Q. Can we agree that you told Mr. Thompson you
13 need to take control of the vehicle?

14 A. That's correct.

15 Q. All right. The only time on February 12,
16 2014, that you had a basis for stopping Michael
17 Thompson for driving with a suspended license is
18 after you told him you need to take control of the
19 vehicle?

20 A. That's correct.

21 Q. All right. So once you stopped
22 Mr. Thompson at the -- did you say Exxon or Wendy's?

23 A. I believe it's Exxon and Wendy's. It's
24 both. It's tied into one.

25 Q. Gas station kind of?

1 A. That's correct.

2 Q. So after you stopped Mr. Thompson at the
3 Exxon/Wendy's, what did you say to Mr. Thompson when
4 you pulled up to the vehicle?

5 A. I approached the vehicle and asked
6 Mr. Thompson for his license. He gave me his
7 license. I said, "Mr. Thompson, are your license
8 okay?" I ran his license. I didn't move from him.
9 I stayed right beside him. He got out of his
10 vehicle. As I ran his license he heard the traffic
11 coming by, status suspended out of Montgomery County,
12 failure to pay something, I'm not for sure. He heard
13 the same traffic I heard. From that point on he
14 said -- he just said damn. And I told him his
15 license was suspended, you got to go in and asked him
16 why did he lie to me.

17 Q. Okay. So when you stopped Mr. Thompson,
18 where was he when you called the dispatch?

19 A. What you mean where was he?

20 Q. You stopped him.

21 A. Yes.

22 Q. Where was he? Was he still in his vehicle
23 or was he outside the vehicle?

24 A. Mr. Thompson was outside the vehicle
25 standing right beside me as I was running his

1 license.

2 Q. That's normal?

3 A. It can be normal. What's normal?

4 Q. You tell me. Is that something you
5 normally do? You talked about safety of police
6 officers and in the dark. Is that something that
7 most police officers do? Hey, suspect, come stand
8 beside me while I run your license?

9 MR. WOLF: There's a whole lot of
10 question there. I'm not sure of the question.

11 MR. TANNER: That's fair.

12 Q. (Mr. Tanner) Is that a practice you
13 normally employ?

14 A. Well, for Mr. Wiley and Mr. Thompson, who I
15 had already stopped and identified those individuals,
16 yes. It wasn't nothing to treat them like a felony
17 stop or to be very disrespectful or embarrassing to
18 them, so I did that. Normally, do I do it for
19 someone who wasn't a part of maybe the county or some
20 criminal element that I don't know anything about,
21 no, I wouldn't. But we was in a lit up area. There
22 was a lot of officers there who had responded to the
23 call and everything was on video. So I treated them
24 with courtesy.

25 Q. Okay. All right. So when Mr. Thompson --

1 when you told Mr. Thompson that he needed to take
2 control of the vehicle, did you follow him
3 immediately?

4 A. Yes. After he left, I didn't follow him
5 immediately. I still was waiting on dispatch to let
6 me know what that means. And I got in my vehicle.

7 Q. As to who?

8 A. Mr. Wiley, the eligible for reinstatement.
9 We were still waiting on that. And we went down,
10 went on and eventually I stopped -- I got out of my
11 vehicle and I stopped him.

12 Q. Did you have -- after you decided to arrest
13 Michael Thompson, did you have the vehicle towed,
14 too?

15 A. I'm not for sure. I don't think I did.
16 Because they were at Wendy's. It was parked there at
17 Wendy's. I don't think I did.

18 Q. Did you arrest Mr. Wiley?

19 A. No, sir. No, sir.

20 Q. What happened to Mr. Wiley?

21 A. I don't know. Mr. Willie eventually came
22 down to the sheriff's office where Mr. Thompson was.

23 Q. But you didn't have -- so, I mean, once you
24 make an arrest, isn't it part of y'all's policy to tow
25 vehicles unless somebody remaining with the vehicle

1 can drive it away?

2 A. No. That's the officer's discretion. If
3 you got someone that can get your vehicle or whatever
4 it is, they can call and get somebody there, then you
5 let them do it.

6 Q. Mr. Thompson --

7 A. Or -- I'm sorry. Go ahead.

8 Q. Did Mr. Thompson tell you that he had
9 somebody he was calling that could get his vehicle?

10 A. No. Mr. Thompson didn't tell me anything
11 like that. The vehicle was left along with officers
12 there by the vehicle. I don't know what happened to
13 the vehicle at this particular time because it has
14 been a while. I don't know. I know Mr. Wiley showed
15 up at the sheriff's office later that -- shortly
16 afterwards.

17 Q. By himself?

18 A. I don't know. I saw him there. I don't
19 know if he was by himself or what. I don't know,
20 sir.

21 Q. All right. Do you all have a policy at the
22 Tunica County Sheriff's Department that you're
23 familiar with with respect to the towing of vehicles
24 in traffic stops?

25 A. Yes. If you got, somebody got suspended

1 license and they are arrested, you do what you call
2 search and seizure arrest. There's no one that can
3 drive the vehicle that's not around that vehicle,
4 it's at the officer's discretion. He can have the
5 vehicle towed or an individual can pull up beside
6 them and say this is my wife, this is my brother, can
7 they have my vehicle. That's the officer's
8 discretion.

9 Q. Was that the discretion you exercised that
10 night?

11 A. Yeah. When I left there, when I left there
12 I left the vehicle and Mr. Wiley with the other
13 officers that was there. They was there for that
14 particular reason. It's an officer's discretion.
15 You can ask me that five or six different ways, it's
16 still going to be the officer's discretion.

17 Q. Okay. When you -- with Mr. Wiley, didn't
18 you get a call during the arrest or before the arrest
19 of Michael Thompson, didn't you finally hear back
20 that his license was, in fact, valid?

21 A. I can't recall, sir. I really can't
22 recall.

23 Q. You never heard back whether Mr. Wiley's
24 license was invalid?

25 A. We waited -- I think later it came back. I

1 believe later it came back. I'm not for sure right
2 now.

3 Q. When you say later, what time are you
4 talking about?

5 A. I don't know, sir. I don't know whether it
6 was that night or that following day. I don't know.
7 I don't want to tell you something that's not
8 accurate.

9 Q. Okay.

10 A. It has been a while. I don't know.

11 Q. The officers, the two officers, Michael
12 Strickland, what was his rank?

13 A. Just narcotics officer.

14 Q. Under your supervision?

15 A. That's correct.

16 Q. All right. Those two officers, Michael
17 Strickland and the other gentleman who were on scene
18 with you during the first stop of the vehicle when
19 you stopped Alex Wiley, did they accompany you on the
20 second stop?

21 A. They did.

22 Q. All right. How did -- did they come based
23 on dispatch or did you call them?

24 A. No. They just came based on just following
25 me. I didn't call them.

1 Q. Isn't it true that they went the other way,
2 one of them at least turned around and went south on
3 61 before coming north where you were?

4 A. No. I don't know anything about that.

5 Q. You didn't reach out to either one by phone
6 to tell them to come and assist you with a stop?

7 A. On the second stop?

8 Q. Yes, sir.

9 A. Not that I know of. Not to my knowledge,
10 no, sir.

11 Q. All right. Where were -- after you stopped
12 Alex Wiley and Michael Thompson drove off in the
13 vehicle, did you say anything to Officer Strickland
14 or the other officer that was on scene with you
15 during the first stop?

16 A. Yes. Strickland said he had a friend in
17 Memphis that might know, that he can call and find
18 out about what eligible for reinstatement means. And
19 that's our conversation.

20 Q. Was that the sum total of what you and
21 Officer Strickland or Deputy Strickland discussed at
22 the conclusion of your stop of Alex Wiley?

23 A. That's it.

24 Q. You didn't say any more to him?

25 A. No, sir.

1 Q. What about the other officer, did you say
2 anything else to that officer between the time
3 Michael Thompson, you know, you arrested Michael
4 Thompson -- I mean, excuse me, if I can rephrase.
5 Did you say anything to the officer, the other
6 officer that was out there with you, not Michael
7 Strickland?

8 A. Lieutenant Clayton? No.

9 Q. Lieutenant Clayton. You didn't say
10 anything to him at the conclusion of your stop of
11 Alex Wiley?

12 A. Not to my knowledge. Not to my knowledge.

13 Q. You didn't tell either of them, man, this
14 guy just lied to me or something to that effect?

15 A. I can't recall. I can't recall.

16 Q. You just told us the sum total of the
17 conversation, right?

18 A. Right. I just told you what I can recall.
19 I don't have anything in front of me or my statement.
20 I mean, I don't know. I don't know. I really don't
21 know.

22 Q. Did you let either of them know that you
23 let a man drive off that you knew had a suspended
24 license?

25 A. Let them know? No.

1 Q. Is there any reason why you left them in
2 the dark about that detail?

3 A. What detail?

4 Q. That you had just let a suspect drive off
5 who you knew to have a suspended license?

6 A. Well, at that time they was on a need to
7 know basis. I needed to let them know what was going
8 on at the time. All I needed them was just backup,
9 you know what I'm saying, or some assistance. There
10 was an ongoing investigation. I didn't need to let
11 them know anything what was going on.

12 Q. All right. When you -- when did you find
13 out that Michael Thompson's license was suspended?

14 A. I ran Mr. Thompson's license February -- I
15 don't know. It was before the 12th. I don't know.
16 That's when it came back, you know, suspended. I
17 don't know what exact day it was or date.

18 Q. Would you quarrel with me if I said it was
19 either the 11th or the 12th?

20 A. I don't know.

21 Q. Okay. When did you find out -- was it in
22 January that you ran Mr. Thompson's license?

23 A. Sir, I don't know. I can't give you
24 something that's not accurate. I don't know. I
25 don't want to tell you something that's not true.

1 Q. When did you find out that Michael Thompson
2 had a warrant for his arrest?

3 A. Well, I found out that he possibly might
4 have a warrant, I think the sheriff briefed me on
5 that, that he could possibly have a warrant. And
6 after running his license for failure to pay a fine,
7 and I figure the next procedure or protocol is to get
8 a warrant for an individual.

9 Q. Did you have a warrant?

10 A. No, sir. I didn't have a warrant in hand.

11 Q. All right. Had you ever seen a warrant, a
12 valid warrant that Michael Thompson had a warrant for
13 his arrest?

14 A. No, sir.

15 Q. When did you find out from Sheriff Hamp
16 that there was, quote, possibly, end quote, a warrant
17 for Michael Thompson's arrest?

18 A. You know, I don't know.

19 MR. WOLF: Can we take a quick minute
20 here?

21 MR. TANNER: Sure.

22 (Off record discussion.)

23 A. I don't know. I talked with him. I don't
24 know. I can't recall. It was in February. That was
25 in February. I don't know the particular date.

1 Q. (Mr. Tanner) Okay. What about week? Do
2 you know whether it was the first week or the second
3 week of February?

4 A. No, sir. I don't.

5 Q. Okay. And would you quarrel with me if I
6 said -- well, you were in the room just a moment ago
7 when Sheriff Hamp said he told you on the 12th, the
8 same day that you arrested Michael Thompson, that
9 Michael Thompson's license was suspended. Did you
10 hear him when he said that?

11 A. I don't know if I heard that particular
12 point. I'm not saying he didn't say it. But I don't
13 know what he told me. I really can't answer that.

14 Q. So whatever he says at this point you can't
15 quarrel with what he said because you don't know?

16 A. I can't recollect the time and the day he
17 told me, right now I can't. See, I've been out now.

18 Q. Is there anything that will refresh your
19 memory as to when you heard that from the sheriff?

20 A. Mainly if I see some paperwork, maybe from
21 my file, or something of that nature right there.
22 Other than that, I don't know.

23 Q. All right. Well, if there was a warrant, a
24 valid warrant in place to arrest Michael Thompson,
25 you can arrest him pretty much anywhere, right?

1 A. Yes, sir.

2 Q. Including at the county administrator's
3 office?

4 A. Yes, sir.

5 Q. Including at a county meeting or anything
6 like that?

7 A. Anywhere, anybody, anywhere, any place.

8 Q. If there was a valid warrant for Michael
9 Thompson's arrest, is there any reason that you can
10 think of why you wouldn't have just gone and served
11 the warrant?

12 A. No, there's no reason. I didn't receive a
13 valid warrant for Michael Thompson's arrest, sir.

14 Q. All right. At the time you arrested
15 Michael Thompson, did you believe there to be a valid
16 warrant?

17 A. I was -- I did believe there was a valid
18 warrant, there was a warrant for his arrest for the
19 traffic ticket, because I ran it and it came back
20 NCIC. So I had reasonable suspicion to believe that
21 there possibly was a warrant for his arrest.

22 Q. Okay. But you had not seen one?

23 A. I hadn't seen one. I didn't see it, sir.

24 Q. All right. Now, you and I know that NCIC,
25 that when you say I ran NCIC and it came back, NCIC

1 would tell you whether there's a warrant or whether a
2 license was suspended, and those are two separate
3 issues, right?

4 A. That's correct.

5 Q. All right. Your license can be suspended
6 without there being a warrant; isn't that right?

7 A. Yes, sir.

8 Q. All right. So when you ran NCIC, did it
9 say there was a warrant or did it say that the
10 license was suspended?

11 A. I think it said license was suspended. We
12 know that's true. I can't recall what the other part
13 of NCIC said. But I didn't have a warrant for
14 Mr. Thompson in hand. I wasn't going after
15 Mr. Thompson because I had a warrant or -- my belief
16 and suspicion could have been anything, but I was
17 going on fact that his license was suspended.

18 Q. Have you ever had a situation other than
19 Mr. Thompson where you told a person that you knew
20 had a suspended license that he needed, he or she
21 needed to take control of a vehicle?

22 A. No, sir.

23 Q. In 20-something years of law enforcement,
24 Michael Thompson was the first that you did that
25 with?

1 A. What question are you asking me? Ask me
2 that again.

3 Q. Well, I'll ask my second question again.
4 In 20 plus years of law enforcement experience,
5 Michael Thompson was the first person who you knew to
6 have a suspended license and yet you told them you
7 need to take control of the vehicle?

8 A. After my initial investigation with
9 Mr. Thompson on his driver's license, Mr. Thompson
10 could very well have paid that ticket and had his
11 license reinstated, just on the computer or sending
12 money down to get it down. My initial thing was
13 Mr. Thompson was being deceptive. If he knows his
14 license was suspended, which he did, why are you
15 lying to me? That's what I'm asking myself. When I
16 ran his license I did the initial second stop on
17 Mr. Thompson. When I ran his license and they came
18 back with him there beside me, suspended, failure to
19 pay something in Montgomery County. That's when I,
20 you know, everything just came into play he, well, he
21 knew his license was suspended. He lied to me. He
22 was being very deceptive.

23 Q. As a law enforcement officer, did you have
24 a reasonable lawful basis to stop Alex Wiley?

25 A. I did.

1 Q. When you stopped Alex Wiley, were you
2 within your rights and authority as a police officer
3 to ask him for his license to run his license?

4 A. Yes, sir.

5 Q. Would it also have been within your
6 authority as a police officer to ask Michael
7 Thompson, the passenger, for his I.D. and to run it
8 prior to letting him drive?

9 A. That's true. I asked Mr. Thompson was his
10 license valid because I knew Mr. Wiley wasn't
11 going -- we weren't going to let him drive a vehicle
12 because we didn't know whether his license was
13 suspended or were they valid. Like I said, in my
14 20-something years I never heard of a license being
15 eligible for reinstatement. I never heard that
16 before. And it took the communication people a while
17 to understand and figure out what that meant. From
18 that point I put my trust in Mr. Thompson that he
19 would be honest, on good faith and be honest. We
20 both are county employees. Instead of don't be
21 honest. If you're honest with me, there's no issue.

22 Q. Uh-huh (Indicating yes).

23 A. But if you lie to me --

24 Q. So you were expecting him to say yes, my
25 license is suspended?

1 A. No. I was expecting him to say no, sir, my
2 license is suspended, I can't drive. But he lied.

3 Q. My question was, could you have run Michael
4 Thompson's license as the passenger of a vehicle?

5 A. Yes, sir.

6 Q. You could have done that?

7 A. Yes, sir.

8 Q. Did you ask Alex Wiley whether his license
9 were suspended?

10 A. Whose license? Alex Wiley?

11 Q. Yes, when you stopped him.

12 A. No, sir.

13 Q. You didn't ask him?

14 A. He was driving. I need to run his license,
15 make sure it was good. He was weaving all over the
16 road. That's protocol.

17 Q. So you wouldn't take his word for it?

18 A. No. You run the license. He's the driver.

19 Q. Okay. And Michael Thompson the driver
20 after he got in the driver's seat, right?

21 A. Yes. I asked him on good faith. I was
22 hoping he wouldn't lie to me, but he lied to me.

23 MR. TANNER: All right. I pass the
24 witness.

25 MR. WOLF: I have no further

1 questions. Thank you.

2 MR. TANNER: Thank you, sir.

3 (Deposition concluded at 4:48 p.m.)
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C E R T I F I C A T E

STATE OF MISSISSIPPI)

COUNTY OF LEE)

RE: ORAL DEPOSITION OF JAMES JONES

I, Regina D. Russell, RPR, CCR 1110, a Notary Public within and for the aforesaid county and state, duly commissioned and acting, hereby certify that the foregoing proceedings were taken before me at the time and place set forth above; that the statements were written by me in machine shorthand; that the statements were thereafter transcribed by me, or under my direct supervision, by means of computer-aided transcription, constituting a true and correct transcription of the proceedings; and that the witness was by me duly sworn to testify to the truth and nothing but the truth in this cause.

I further certify that I am not a relative or employee of any of the parties, or of counsel, nor am I financially or otherwise interested in the outcome of this action.

Witness my hand and seal on this 10th day of December, 2016.

My Commission Expires: CCR 1110
January 27, 2020 Notary Public



Regina D. Russell

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF MISSISSIPPI
ABERDEEN DIVISION

MICHAEL THOMPSON PLAINTIFF
VS. NO. 3:14cv274NBB-SAA
CALVIN HAMP, ET AL DEFENDANTS

CERTIFICATE

I, JAMES JONES, have read the foregoing pages,
1-61, of the transcript of my deposition given on
November 29, 2016, and it is true, correct and
complete to the best of my knowledge, recollection
and belief except for the list of corrections, if
any, attached on a separate sheet herewith. Witness
my hand, this the _____ day of _____,
2016.

JAMES JONES

CERTIFICATE

Subscribed and sworn to before me, this the
_____ day of _____,
2016.

My Commission Expires: _____
Notary Public in and for the
County of _____
State of Mississippi

ADVANCED COURT REPORTING
662-690-1500